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May 2, 2011

VIA ELECTRONIC FILING

Ms. Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, SW  
Washington, D. C. 20423

ENTERED  
Office of Proceedings

MAY 2 - 2011

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Public Record

Dear Ms. Brown:

This refers to Docket No. AB-1074 (Sub-No. 0X), Lassen Valley Railway, LLC--  
Petition for Exempt Abandonment--in Washoe County, NV, and Lassen County, CA

Attached are copies of letters which I received from the California Environmental Protection Agency, the California Office of Historic Preservation and the Nevada Department of Administration since Lassen Valley Railway, LLC filed its Petition for Exempt Abandonment on April 20, 2011. They do not indicate whether copies were sent directly to the Board.

A copy of this letter and its attachments has been facsimile transmitted to Mr. Robert Alan Kemp.

Sincerely yours,

  
Fritz R. Kahn



LINDA S. ADAMS  
ACTING SECRETARY FOR  
ENVIRONMENTAL PROTECTION

# CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

1001 I STREET, SACRAMENTO, CALIFORNIA 95814 • P.O. BOX 2815, SACRAMENTO, CALIFORNIA 95812-2815  
(916) 323-2514 • (916) 324-0908 FAX • [WWW.CALEPA.CA.GOV](http://WWW.CALEPA.CA.GOV)



EDMUND G. BROWN JR.  
GOVERNOR

April 13, 2011

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Office of Proceedings

MAY 2 - 2011

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Public Record

Mr. Fritz R. Kahn, Esq.  
Law Offices of Fritz R. Kahn, P.C.  
1920 N Street, NW (8<sup>th</sup> Floor)  
Washington, DC 20036

Dear Mr. Kahn:

LASSEN VALLEY RAILWAY, LLC, PETITION FOR ABANDONMENT EXEMPTION,  
SURFACT TRANSPORTATION DOCKET NO. AB-1074X

Thank you for your recent letters to the California Environmental Protection Agency  
(Cal/EPA) regarding the above-referenced matter.

Please be advised that Cal/EPA has no comments on, or objections to the proposed  
transaction's exemption from environmental analysis under 49 C.F.R. § 1105.6(c) and  
from historic reporting requirements under 49 C.F.R. § 1105.8(b).

Should you have any questions or need further information, I can be reached directly at  
(916) 327-5719 or [skoyasako@calepa.ca.gov](mailto:skoyasako@calepa.ca.gov).

Sincerely,

*Steve Koyasako*

Steve Koyasako  
Special Counsel to the Secretary

cc: Linda S. Adams  
Secretary for Environmental Protection

**OFFICE OF HISTORIC PRESERVATION  
DEPARTMENT OF PARKS AND RECREATION**

1725 23<sup>rd</sup> Street, Suite 100  
SACRAMENTO, CA 95818-7100  
(916) 445-7000 Fax (916) 445-7053  
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www.ohp.parks.ca.gov



26 April 2011

Reply To: STB110222A

Fritz R. Kahn  
1920 N Street, NW  
Washington, DC 20036

Re: Abandonment Exemption of the Lassen Valley Railway, Docket No. AB-1074X, Lassen County, CA

Dear Mr. Kahn:

You are initiating consultation on behalf of the STB regarding the above referenced undertaking. STB is requesting my assistance in assessing any potential effects of the abandonment action in accordance with 36 CFR 800, regulations and implementing Section 106 of the National Historic Preservation Act.

As I presently understand it, the undertaking consists of abandonment of a portion of rail line between Milepost 338.33 near Flanigan, NV, and Milepost 360.10 near Wendel, CA for a distance of 22.34 miles Washoe County, NV and Lassen County, In CA. This letter only pertains to the portions of the railroad line that fall within California.

After reviewing the Historic Report included in the consultation package, I am able to concur with the STB overall effort to determine and document that the APE is satisfactory pursuant to 36 CFR 800.4(a)(1). Likewise, STB's effort to document historic properties in the APE is satisfactory pursuant to 36 CFR 800.4(b). As I presently understand it there are no historic properties within the APE.

Because there are no historic properties present in the APE, I am able to concur with the "No Historic Properties Affected" for the undertaking.

Thank you for considering historic properties in your planning process. If you have any questions, please contact Amanda Blosser of my staff at (916) 445-7048 or e-mail at [ablosser@parks.ca.gov](mailto:ablosser@parks.ca.gov).

Sincerely,

A handwritten signature in cursive script that reads "Susan H. Stratton for".

Milford Wayne Donaldson, FAIA  
State Historic Preservation Officer

MWD:ab

BRIAN SANDOVAL  
Governor

STATE OF NEVADA

ANDREW K. CLINGER  
Director



**DEPARTMENT OF ADMINISTRATION**

209 E. Musser Street, Room 200  
Carson City, Nevada 89701-4298  
(775) 684-0222  
Fax (775) 684-0260  
budget.state.nv.us

April 26, 2011

Fritz Kahn  
Fritz R. Kahn Law Offices  
1920 N Street, NW.  
8th Fl.  
Washington, DC 20036

Re: SAI NV # E2011-128

Reference:

Project: Lassen Valley Railway abandonment, environmental and historic report, Washoe Co.

Dear Fritz Kahn:

The State Clearinghouse has processed the proposal and has no comment.

This represents the comments provided to the State Clearinghouse regarding the referenced document, but does not purport to represent an exhaustive list of requirements that may be imposed by state agencies on this undertaking. Further, this document does not supersede existing regulatory requirements that may apply to your undertaking. If you have questions, please contact me at (775) 684-0213.

Sincerely,

  
R. Metje  
Nevada State Clearinghouse